

COMMONWEALTH OF KENTUCKY
BEFORE THE UTILITY REGULATORY COMMISSION

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In the Matter of

THE CHARGING OF UNAUTHORIZED)
RATES BY AUXIER WATER COMPANY)

CASE NO.
8024

O R D E R

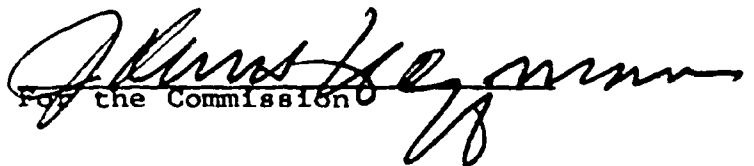
On November 14, 1980, Auxier Water Company, by counsel, filed its Motion to dismiss the above case for failure to state a cause of action and, further, to strike the fourth and fifth literary paragraphs on page two of the Commission's Order entered November 5, 1980 as sham, immaterial, and unauthorized by law.

The Commission, having considered the Motion and being advised, hereby ORDERS that said Motion be, and it hereby is, scheduled for oral argument on December 9, 1980 at 1:00 p.m., Eastern Standard Time, in the Commission's offices at Frankfort, Kentucky.

IT IS FURTHER ORDERED That Auxier Water Company shall be prepared, following argument on the Motion, to offer testimony with respect to the above Show Cause proceeding heretofore scheduled.

Done at Frankfort, Kentucky, this 24th day of November, 1980.

UTILITY REGULATORY COMMISSION


For the Commission

ATTEST:

Secretary